

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT HUNTINGTON**

**CHRISTOPHER FAIN; ZACHARY
MARTELL; and BRIAN MCNEMAR,
individually and on behalf of all others similarly
situated,**

Plaintiffs,

vs.

**Case No.: 3:20-cv-00740
Judge Robert C. Chambers**

**WILLIAM CROUCH, in his official capacity as
Cabinet Secretary of the West Virginia
Department of Health and Human Resources;
CYNTHIA BEANE, in her official capacity as
Commissioner for the West Virginia Bureau for
Medical Services; WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN
RESOURCES, BUREAU FOR MEDICAL
SERVICES; TED CHEATHAM, in his official
capacity as Director of the West Virginia Public
Employees Insurance Agency; and THE
HEALTH PLAN OF WEST VIRGINIA, INC.,**

Defendants.

STIPULATION REGARDING ANSWER DEADLINE

COME NOW Defendant, Defendant Ted Cheatham, in his official capacity as Director of the West Virginia Public Employees Insurance Agency, along with Plaintiffs, by and through counsel, and stipulate and agree that the original deadline of December 9, 2020 for an Answer or response to the Complaint has been extended to January 11, 2021. Pursuant to LR Civ P 11.2 and 12.1, the new deadline to Answer or respond to the Complaint for Defendant Ted Cheatham, in his official capacity as Director of the West Virginia Public Employees Insurance Agency is now January 11, 2021.

**TED CHEATHAM, in his official
capacity as Director of the West Virginia
Public Employees Insurance Agency,**

BY COUNSEL

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CERTIFICATE OF SERVICE

I, Eric D. Salyers, Esq., counsel for Defendant Ted Cheatham, in his official capacity as Director of the West Virginia Public Employees Insurance Agency, electronically filed the foregoing “**Stipulation Regarding Answer Deadline**” on this **2nd** day of **December, 2020**, with the Clerk of the Court using the CM/ECF system, which will send notification of filing, and a copy of the same, to the following CM/ECF participants:

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